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**UNITED STATES DISTRICT COURT**

NOV 30 2006

**WESTERN DISTRICT OF LOUISIANA**

ROBERT H. SHEMWELL, CLERK  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE, LOUISIANA

**LAFAYETTE-OPELOUSAS DIVISION**

**KIM DUPLECHIN, ET AL.**

\* **CIVIL ACTION NO. 05-1926**

**VERSUS**

\* **JUDGE MELANCON**

**JAMES BROUSSARD, ET AL.**

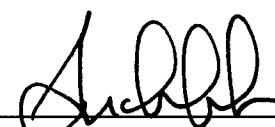
\* **MAGISTRATE JUDGE HILL**

**JUDGMENT OF DISMISSAL**

Having given notice to plaintiffs of this court's intention to dismiss this action without prejudice under F.R.C.P. 41(b) and 16(f) for plaintiffs' failure to comply with this Court's extended deadline for submission of a jointly compiled Rule 26(f) Report as ordered by the court on October 24, 2006, and having received no response to this court's minute entry allowing the plaintiffs time to show cause for their failure to comply, this court finds that plaintiffs' action is subject to dismissal under F.R.C.P. 41(b) and 16(f). Such dismissals may be done *sua sponte* in accordance with the court's inherent power to control its own docket. See *Link v. Wabash Railroad Company*, 370 U.S. 626, 82 S.Ct. 1386, 8 L.Ed.2d 734 (1962); *Woodson v. Surgitek, Inc.*, 57 F.3d 1406 (5th Cir. 1995); *Natural Gas Pipeline Co. v. Energy Gathering, Inc.*, 2 F.3d 1397, 1407 (5th Cir. 1993); and *Rogers v. Kroger Company*, 669 F.2d 317, 320-321 (5th Cir. 1983). Accordingly, it is ORDERED that this action be and it hereby is DISMISSED WITHOUT PREJUDICE.

THUS DONE AND SIGNED in Chambers at Lafayette, Louisiana, this 14<sup>th</sup> day of

*December*, 2006.

  
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TUCKER L. MELANCON  
UNITED STATES DISTRICT JUDGE